



U.S. Department of Justice
Antitrust Division
Freedom of Information Act / Privacy Act
Unit
Liberty Square Building
450 5th Street, NW, Suite 1000
Washington, D.C. 20530
Voice: (202) 514-2692 / Fax: (202) 616-4529

October 18, 2019

Chron

60-2721-0009/Final

Hsu

BY EMAIL

32510-24301754@requests.muckrock.com

Michael Manahan
35 Fairmont Street #3
Arlington, MA 02474

Re: Freedom of Information Act Request No. ATFY17-028

Dear Mr. Manahan:

This letter is in final response to your January 25, 2017 Freedom of Information Act ("FOIA") request for records regarding the Antitrust Division's 1997 investigation of Diamond Comic Distributors for possible antitrust violations. Your request has been assigned control number ATFY17-028. Please refer to the control number in any future correspondence regarding your request.

Enclosed are 1,061 pages of documents responsive to your request. Nine hundred eighty pages are released in their entirety. Eighty-one pages are released in part. Deleted document portions reflecting the attorney work-product and deliberative process of Antitrust Division staff; confidential business information; information the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; information that could reasonably be expected to constitute an unwarranted invasion of personal privacy; and information submitted in response to Civil Investigative Demands (CID) are redacted from this material in accordance with 5 U.S.C. §§ 552(b)(5), (4), (6), (7)(C), and 5 U.S.C. § 552(b)(3) pursuant to 15 U.S.C. § 1314(g), respectively.

In addition, 942 pages of documents are withheld in their entirety. Please note that some of the withheld documents were submitted in response to CIDs and are withheld from public disclosure in their entirety, in accordance with 5 U.S.C. § 552(b)(3) pursuant to 15 U.S.C. § 1314(g). Other documents responsive to your request reflect attorney work product and the

deliberative process of Antitrust Division staff. Accordingly, this information is withheld from public disclosure pursuant to 5 U.S.C. § 552(b)(5).

If you consider my response¹ to be a denial of your request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Sixth Floor, 441 G Street, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following website: <https://foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact Wayne Foster, FOIA Public Liaison, at the telephone number listed above for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

/s/

Laura Silber
Attorney Advisor
FOIA/PA Unit

Enclosures

¹ For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.